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Attorneys for Plaintiff QUINN MEDICAL, INC.

UNITED STATES DISTRICT COURT

CENTRAL DISTRICT OF CALIFORNIA

SOUTHERN DIVISION

QUINN MEDICAL, INC., a Delaware
corporation,

Plaintiff,

vs.

ORTHO SYSTEMS, INC., a California
corporation, D/B/A OVATION
MEDICAL,

Defendant.

CASE NO. 8:17-cv-1276-JLS-KES

The Honorable Josephine L. Staton

**STIPULATION AND JOINT
MOTION FOR DISMISSAL WITH
PREJUDICE OF ALL CLAIMS AND
COUNTERCLAIMS PURSUANT TO
SETTLEMENT AGREEMENT**

*[Proposed Order Electronically and
Concurrently Submitted]*

1 Pursuant to a settlement agreement between the parties, Plaintiff Quinn
2 Medical, Inc., and Defendant Ortho Systems, Inc., hereby stipulate and jointly move
3 under Rule 41(a)(1)(A)(ii), (a)(2) and (c) of the Federal Rules of Civil Procedure for
4 an order from the Court dismissing all claims and counterclaims in this action with
5 prejudice and ordering each party to bear its own costs, expenses, and attorneys' fees
6 for the action.

7 Respectfully submitted,

8
9 Date: March 16, 2018

LAPPLE UBELL IP LAW LLP

By: /s/ Matthew C. Lapple

Matthew C. Lapple

Attorneys for Plaintiff QUINN MEDICAL, INC.

12 Date: March 16, 2018

AREN FOX

By: /s/ Craig A. Gelfound

Craig A. Gelfound

Attorneys for Defendant ORTHO SYSTEMS,
INC. D/B/A OVATION MEDICAL

CERTIFICATE OF SERVICE VIA CM/ECF

I am employed in the County of Orange, in the State of California. I am over the age of 18 years and not a party to this action. My business address is LAPPLE UBELL IP LAW, LLP, 19800 MacArthur Blvd., 3rd Floor, Irvine, California, 92612. I hereby certify that, on March 16, 2018, I caused the foregoing document(s):

JOINT MOTION FOR DISMISSAL WITH PREJUDICE OF ALL CLAIMS AND COUNTERCLAIMS PURSUANT TO SETTLEMENT AGREEMENT

to be served on the counsel of record for the interested parties in this action:

Craig Gelfound (craig.gelfound@arentfox.com) of ARENT FOX LLP, 555 West Fifth Street, 48th Floor, Los Angeles, CA 90013-1065; and

Jeff Leung (jeff.leung@arentfox.com) of ARENT FOX LLP, 55 Second Street, 21st Floor, San Francisco, CA 94105

☒ **CM/ECF**: by using the above-entitled Court's CM/ECF system for transmittal of a Notice of Electronic Filing to all attorneys of record in this case registered for CM/ECF service.

☐ **E-mail**: by causing a true copy thereof to be electronically mailed to the party at the e-mail address set forth below, pursuant to the parties' agreement to accept service by e-mail. I did not receive, within a reasonable time after the transmission, any electronic message or other indication that the transmission was unsuccessful.

I declare that I am a member of the Bar of California and that I am permitted to practice before this Court. I declare under penalty of perjury that the foregoing is true and correct.

Executed on March 16, 2018, at Irvine, California.

/s Matthew C. Lapple/

Matthew C. Lapple